

Abstract

Slavery and its modern aspects

This diploma thesis deals with the current and controversial topic. Aim of this thesis is to put attention to the speeches, forms and incredible frequency of modern slavery - phenomenon that would be at first glance wrongly seen as just historical issue.

First chapter of the thesis speaks about historical excursion of slavery. Because of the limited scope is history focused on the main areas of ancient Greece and Rome, the area of the American continent with its huge business of African slaves, the period of Second World War and finally on the brief history at Czech territory.

After the historical chapter is focus stressed on theoretical presentation of the problem - the nature of this phenomenon. Slavery is especially considered as part of International Guardianship of Human Rights. Theoretical part is followed by examples of most frequent real forms of modern slavery. These forms include sexual slavery and human trafficking, forced labor, forced marriage and child slavery as probably the most serious form of modern slavery.

Chapter about international regulation of slavery is divided into few parts. After a brief history of the international perception of the slavery is attention paid to the general international law, then the law concerning the protection of special vulnerable groups, especially women and children, and finally discusses the specific adaptation of slavery, both at international and regional level. The most important is regional regulation, European, since it is the most similar to our legal culture (not only) for location. This part addresses also similar control mechanisms and institutions whose activities have an irreplaceable role, as they contribute to effective fight and implementation of the prohibition of slavery in real life and deal with real cases.

Fourth chapter is the most important part of the thesis. This chapter is dedicated to real cases through the most important court decisions and case studies that deal with problem of modern slavery. The central instrument is already mentioned European Convention and the related body of the European Court of Human Rights. Court decisions

are organized chronologically and for comparison are included some positive court decisions – decisions that conclude a breach of the rules against slavery and forced labor as well as some negative court decisions that do not conclude any breach of slavery rules. Court decisions demonstrate the need of individual and specific consideration for every single case as well as the consistency of court opinion (except of some specific issues).

Conclusion deals with the overall evaluation of the topic and discusses the differences at binding nature of the rules in material and formal view. The topic of modern slavery must be viewed not only as a legal issue, but also as social and economic related problem. Fight with slavery is concluded as slow process depends on many factors. Despite the slow and not easy efforts is the best recommendation to continue in all existing steps and actions, since all steps against slavery are done in good and right way.